IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

THURSDAY, THE 11TH OCTOBER 2007 / 19TH ASWINA 1929

WP(C).No. 30175 of 2007(P)

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PETITIONERS:

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1. NIKITHAN, NELLIVILAVEEDU,
   VELLAR, KOVALAM P.O.,
   THIRUVANANTHAPURAM.

2. CHANDRABOSE,
   NELLIVILAVADAKKARIKATHU VEEDU,
   VELLAR, KOVALAM P.O.,
   THIRUVANANTHAPURAM.

BY ADV. SRI.D.SAJEEV

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
   THE SECRETARY, LOCAL SELF GOVERNMENT DEPARTMENT,
   GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. VENGANOOR GRAMA PANCHAYAT,
   REPRESENTED BY ITS SECRETARY,
   VENGANOOR GRAMA PANCHAYAT OFFICE,
   THIRUVANANTHAPURAM.

3. P.KRISHNA ASARI,
   KAMALA BHAVAN, VELLAR P.O.,
   THIRUVANANTHAPURAM.

4. K.K.MADHUSOODANAN,
   KAMALA BHAVAN, VELLAR P.O.,
   THIRUVANANTHAPURAM.

5. K.K.ANILKUMAR,
   KAMALA BHAVAN, VELLAR P.O.,
   THIRUVANANTHAPURAM.

6. A.KAMALAKUMARI,
   KAMALA BHAVAN, VELLAR P.O.,
   THIRUVANANTHAPURAM.

R1 BY GOVT.PLEADER SMT.T.B.REMANI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**PIUS C. KURIAKOSE, J.**

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W.P.(C)No.30175 OF 2007

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DATED THIS THE 11TH OCTOBER, 2007

**J U D G M E N T**

I do not find any justification for granting the reliefs sought for in this Writ Petition. It is pursuant to Ext.P2 that the question of issue of licence to the party-respondents is going to be taken up by the 2nd respondent. The request of the petitioners is that while taking decision pursuant to Ext.P2, the Panchayat shall take into account Ext.P1 order of the Pollution Control Board also. Under Ext.P2, to which the petitioners are parties, they have been given opoortunity of hearing before final decision is taken on the question of issue of licence. It is open to the petitioners to point out the above aspect during hearing.

The Writ Petition is disposed of with the above observations.

**(PIUS C.KURIAKOSE, JUDGE)**

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